

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MICHAEL HOWARD HUNTER,
Petitioner,
vs.
OZZIE D. KNEZOVICH,
Respondent.

NO. CV-09-286-CI

ORDER ADOPTING REPORT AND
RECOMMENDATION AND DENYING
PETITION AND ALL PENDING MOTIONS

BEFORE THE COURT are Mr. Hunter's Objections to the Report and Recommendation to deny his federal habeas petition under 28 U.S.C. § 2254 (Ct. Recs. 30 and 34). Petitioner continues to seek his release and to recuse "All GOP Party Judges."

After review of Mr. Hunter's submissions and for the reasons set forth by the magistrate judge, **IT IS ORDERED** the Report and Recommendation is **ADOPTED in its entirety**. Therefore, **IT IS ORDERED** the Petition is **DENIED without prejudice** as it is ancillary to a prior habeas petition, cause number CV-09-166-CI, which is presently on appeal to the Ninth Circuit Court of Appeals. See *Peacock v. Thomas*, 516 U.S. 349, 355, 116 S.Ct. 862, 133 L.Ed.2d 817 (1996). **IT IS FURTHER ORDERED** all pending motions are **DENIED as moot**.

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s/Lonny R. Suko

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